

ORIGINAL



0000136334

RECEIVED

2012 MAY -4 A 9:47

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

MAY 04 2012

DOCKETED BY

DM

May 2, 2012

File No. 12-23

Matthew J. Neubert
Director of Securities
Arizona Corporation Commission
1300 West Washington Street
3rd Floor
Phoenix, AZ 85007

RE: In the matter of: ANDREW C. MENICHINO, a married Individual;
INNOVATIVE CONSTRUCTION, INC., a Pennsylvania Corporation,
ATLANTIC LEXUS, LTD., a Turks and Caicos Corporation (Respondents)
Docket No. S-20839A-12-0083

Dear Mr. Neubert:

Enclosed please find copy of Respondent's, Andrew C. Menichino, a married Individual; Innovative Construction, Inc., a Pennsylvania Corporation, Atlantic Lexus Ltd., a Turks and Caicos Corporation, Request for a Continuance of thirty to 45 days for the Pre Conference Hearing scheduled for May 16, 2012 regarding Proposed Order to Cease and Desist, for Restitution, and for Administrative Penalties having Docket No. S-20839A-12-0083.

I have forwarded one (1) original and thirteen (13) copies this date, May 2, 2012, to Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007.

Very truly yours,

Andrew C. Menichino

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

2012 MAY -4 A 9:47

GARY PIERCE, Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS

CORP COMMISSION
DOCKET CONTROL

In the matter of:

ANDREW C. MENICHINO, a married
Individual;

INNOVATIVE CONSTRUCTION, INC., a
Pennsylvania Corporation,

ATLANTIC LEXUS, LTD., a Turks and
Caicos Corporation;

Respondents.

)
)
)
)
)
) DOCKET NO. S-20839A-12-0083
)
) RESPONDENT'S REQUEST FOR
) A CONTINUANCE FOR A PRE
) HEARING CONFERENCE
) REGARDING PROPOSED ORDER
) TO CEASE AND DESIST, FOR
) RESTITUTION, AND FOR
) ADMINISTRATIVE
) PENALTIES

**RESPONDENT'S REQUEST FOR A HEARING
REGARDING PROPOSED ORDER TO CEASE AND DESIST, FOR
RESTITUTION, AND FOR ADMINISTRATIVE PENALTIES**

AND NOW, this 2nd day of May, 2012, comes Andrew C. Menichino, Pro Se,
Individually and as a Director of Innovative Construction, Inc., a Pennsylvania Corporation,
and Atlantic Lexus, Ltd., a Turks and Caicos Corporation, and files this Request for a
Continuance for a Pre Hearing Conference Regarding Proposed Order to Cease and Desist, for
Restitution, and for Administrative Penalties, as follows:

1. On March 28, 2012, service of Notice of Opportunity for Hearing Regarding
Proposed Order to Cease and Desist, for Restitution, and for Administrative Penalties was

served upon Respondent, Andrew C. Menichino by Daniel E. Meinert, Securities Investigator, Pennsylvania Securities Commission, while Respondent was attending a Workers' Compensation Hearing at the PA Career Link Beaver County, Conference Room, 285 Beaver Valley Mall, Route 18, Monaca, Pennsylvania 15061.

2. Respondent, Andrew C. Menichino, received notice on April 19, 2012 of a Pre Conference Hearing scheduled for May 16, 2012.

3. Respondent Andrew C. Menichino has been having difficulty scheduling, with such short notice, coordinating local representation *pro hac vice* and Representation in Arizona for a hearing on May 16, 2012.

4. Respondent Andrew C. Menichino is requesting a continuance of thirty to forty five days or later in order to facilitate Representation on this matter.

5. It is the intention of Respondent to obtain counsel in Arizona in order to file an Answer regarding the Proposed Order to Cease and Desist, for Restitution, and for Administrative Penalties.

WHEREFORE, Respondent, Andrew C. Menichino, pro se, requests a thirty day or more Continuance for a Pre Hearing Conference regarding the Proposed Order to Cease and Desist, for Restitution, and for Administrative Penalties.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A C Menichino', written in a cursive style.


Andrew C. Menichino
3 Timberwood Drive
Greenville, P A 16125

PROOF OF SERVICE

I hereby certify that I have this day served the foregoing documents on all parties of record in this proceeding by mailing a copy thereof, properly addressed with first class postage prepaid, to the following:

Phong (Paul) Huynh, Esquire
Arizona Corporation Commission
13 00 West Washington Street
3rd Floor
Phoenix, AZ 85007

Matthew J. Neubert
Director of Securities
Arizona Corporation Commission
1300 West Washington Street
3rd Floor
Phoenix, AZ 85007

By  _____
Andrew C. Menichino
3 Timberwood Drive
Greenville, PA 16125